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10863v



Attorney Docket No.

**Declaration and Power of Attorney
For Patent Application
(Sole/Joint)**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I verily believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought, on the invention entitled Polymorphous forms of rifaximin, processes for their production and use thereof in the medicinal preparations

the specification of which (Check One)

___ is attached hereto.

OR

☒ was filed on 5.12.2003 as

☒ Application Serial No. 10/728, 090

☐ International Application No. PCT/

and was amended on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application..

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or any PCT application having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)

Priority Claimed

<u>MI2003A002144</u>	<u>Italy</u>	<u>07.11.2003</u>	<u>X</u>
(Number)	(Country)	(Day/Month/Year Filed)	Yes:___ No:___
_____	_____	_____	Yes:___ No:___
(Number)	(Country)	(Day/Month/Year Filed)	
_____	_____	_____	Yes:___ No:___
(Number)	(Country)	(Day/Month/Year Filed)	

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below:

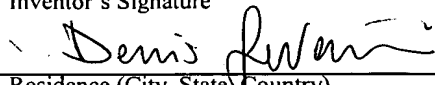
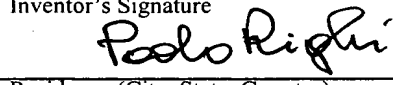
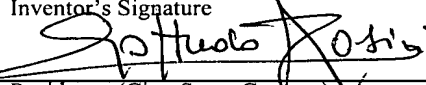
APPLICATION NUMBER: _____ FILING DATE: _____
APPLICATION NUMBER: _____ FILING DATE: _____

I or we hereby appoint the registered practitioner(s) associated with **Customer Number 6449** to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Direct all correspondence about the application to **Customer Number 6449**.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful

false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name of Sole or First Inventor		<input type="checkbox"/> A petition has been filed for this unsigned inventor.	
Given Name (first and middle [if any]) Giuseppe C.		Family Name or Surname VISCOMI	
Inventor's Signature <i>Giuseppe C. Viscomi</i>		Date 9.12.2003	
Residence (City, State, Country) BOLOGNA, Italy		Citizenship Italian	
Mailing Address (Street, City, State, Zip or Postal Code, Country) Via Ragazzi del 99 n. 5 - BOLOGNA, Italy			
Name of Second Inventor		<input type="checkbox"/> A petition has been filed for this unsigned inventor.	
Given Name (first and middle [if any]) Manuela		Family Name or Surname CAMPANA	
Inventor's Signature <i>Manuela Campana</i>		Date 9.12.2003	
Residence (City, State, Country) BOLOGNA, Italy		Citizenship Italian	
Mailing Address (Street, City, State, Zip or Postal Code, Country) Via Ragazzi del 99 n. 5 - BOLOGNA, Italy			
Name of Third Inventor		<input type="checkbox"/> A petition has been filed for this unsigned inventor.	
Given Name (first and middle [if any]) Dario		Family Name or Surname BRAGA	
Inventor's Signature <i>Dario Braga</i>		Date 9.12.2003	
Residence (City, State, Country) BOLOGNA, Italy		Citizenship Italian	
Mailing (Street, City, State, Zip or Postal Code, Country) Via Ragazzi del 99 n. 5 - BOLOGNA, Italy			
Name of Fourth Inventor		<input type="checkbox"/> A petition has been filed for this unsigned inventor.	
Given Name (first and middle [if any]) Donatella		Family Name or Surname CONFORTINI	
Inventor's Signature <i>Donatella Confortini</i>		Date 9.12.2003	
Residence (City, State, Country) BOLOGNA, Italy		Citizenship Italian	
Mailing Address (Street, City, State, Zip or Postal Code, Country) Via Ragazzi del 99 n. 5 - BOLOGNA, Italy			
Name of Sole or Fifth Inventor		<input type="checkbox"/> A petition has been filed for this unsigned inventor.	
Given Name (first and middle [if any]) Vincenzo		Family Name or Surname CANNATA	
Inventor's Signature <i>Vincenzo Cannata</i>		Date 9.12.2003	
Residence (City, State, Country) BOLOGNA, Italy		Citizenship Italian	
Mailing Address (Street, City, State, Zip or Postal Code, Country) Via Ragazzi del 99 n. 5 - BOLOGNA, Italy			

Name of Sixth Inventor		<input type="checkbox"/> A petition has been filed for this unsigned inventor.	
Given Name (first and middle [if any]) Denis		Family Name or Surname SEVERINI	
Inventor's Signature 		Date 9.12.2003	
Residence (City, State, Country) BOLOGNA, Italy		Citizenship Italian	
Mailing Address (Street, City, State, Zip or Postal Code, Country) Via Ragazzi del 99 n. 5 - BOLOGNA, Italy			
Name of Seventh Inventor		<input type="checkbox"/> A petition has been filed for this unsigned inventor.	
Given Name (first and middle [if any]) Paolo		Family Name or Surname RIGHI	
Inventor's Signature 		Date 9.12.2003	
Residence (City, State, Country) BOLOGNA, Italy		Citizenship Italian	
Mailing Address (Street, City, State, Zip or Postal Code, Country) Via Ragazzi del 99 n. 5 - BOLOGNA, Italy			
Name of Eighth Inventor		<input type="checkbox"/> A petition has been filed for this unsigned inventor.	
Given Name (first and middle [if any]) Goffredo		Family Name or Surname ROSINI	
Inventor's Signature 		Date 9.12.2003	
Residence (City, State, Country) BOLOGNA, Italy		Citizenship Italian	
Mailing Address (Street, City, State, Zip or Postal Code, Country) Via Ragazzi del 99 n. 5 - BOLOGNA, Italy			